

RECEIVED

OCT 15 2007

PUBLIC SERVICE
COMMISSION

HUDDLESTON LAW OFFICE

"Serving Gallatin County since 1979"

Attorneys
Stephen P. Huddleston
Rhonda W. Huddleston

Post Office Box 807
307 West Main Street
Warsaw, Kentucky 41095

Ofc: 859.567.2818
Fax: 859.567.2404

October 11, 2007

Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, KY 40602-0615
Attn: T. Osterloh

Re: CCWD, et al v. GCWD
Case No. 2007-00202

Dear Mr. Osterloh;

Please receive the enclosed Response for filing and distribution. Please have a file-stamped copy returned to be in the enclosed SASE. Thanks.

Very truly yours,


Stephen P. Huddleston

SPH/cf

Enclosure

RECEIVED

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

OCT 15 2007
PUBLIC SERVICE
COMMISSION

IN THE MATTER OF;)
)
)
CARROLL COUNTY WATER DISTRICT NO. 1)
COMPLAINANT)
)
)
VS.)
)
)
WHITEHORSE DEVELOPMENT CO.)
INTERVENING COMPLAINANT)
)
)
VS.)
)
)
GALLATIN COUNTY WATER DISTRICT)
DEFENDANT)

CASE NO. 2007-00202

RESPONSE TO MOTION TO
SHOW CAUSE

Comes now the Defendant, by counsel, and for its Response to
Complainant's Motion to Show Cause, states as follows:

Defendant has not constructed any waterline within the territory of plaintiff,
or anywhere else, nor has it allowed any entity to connect to its existing water
lines since the date of the subject agreed order. Nor does the affidavit of Mr.
Smith, in support of plaintiff's motion establish any such occurrence. Any
waterline installed, as purportedly observed by Mr. Smith, was not the work of
defendant.

Presumably the waterline in question was laid by the developer of the subject site in dispute. This should not surprise plaintiff, in that when this action was last before the Commission it was plainly and expressly stated openly before the Commission and its staff that it was anticipated that the developer might well lay line up to, but not connect to, defendant's existing line along Ky. 1039. At that time, plaintiff expressly stated that it had no objection should that occur.

Defendant respectfully submits that this action might proceed more smoothly toward a just resolution if plaintiff would refrain from belaboring the Commission and other parties hereto with specious grievances.

Respectfully submitted,



Stephen P. Huddleston
Attorney for Gallatin County
Water District
P.O. Box 807
Warsaw, Kentucky 41095
(859) 567-2818

CERTIFICATION

This is to certify that the foregoing was served by mailing a true copy of same by first class mail, postage prepaid to Hon. Ruth H. Baxter, P.O. Box 353, Carrollton, Kentucky 41008, and Hon. Dennis R. Williams, P.O. Box 861, Covington, Kentucky 41012-0861, this the 12th day of October, 2007.


